IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 6516 OF 2007

Kolhapur Ice and Cold Storage .. Petitioner

V/s

State of Maharahstra & Ors. .. Respondents

Mr.S.S. Patwardhan for the petitioner.

Mr.R.D. Rane, Government Pleader for the respondents.

CORAM : S.B. MHASE &
D.G. KARNIK, JJ.

DATE : 4TH SEPTEMBER 2007

P.C. :

1. Heard.

2. This petition is similar to the disposed of petitions, viz. Writ Petition Nos.5974 of 2007. In the said petitions, this Court has directed:-

> "In our opinion, this petition can also be disposed of by accepting the request of the petitioner for depositing an amount Rs.30,000/- (Rs.Thirty Thousand only) in the Chief Minister's Relief Fund, and on deposit of such amount, the petitioner shall also file an undertaking before the respondent no.2 that the vehicle shall not be plied within the municipal

limits of Greater Mumbai. The respondent no.2 is directed to comply with this order and release the vehicle only for one journey within the municipal limits of Greater Mumbai so as to enable the petitioner to take the vehicle outside the municipal limits."

3. In our opinion, this petition can also be disposed of by accepting the request of the petitioner for depositing an amount Rs.40,000/- in the Chief Minister's Relief Fund, and on deposit of such amount, the petitioner shall also file an undertaking before the respondent no.2 that the vehicle shall not be plied within the municipal limits of Greater Mumbai. The respondent no.2 is directed to comply with this order and release the vehicle only for one journey within the municipal limits of Greater Mumbai so as to enable the petitioner to take the vehicle outside the municipal limits.

4. This order has been passed in respect of vehicle bearing No.MH-04-AL-639.

(D.G. KARNIK, J.) (S.B. MHASE, J.)